

Message

From: Eisenberg, Mindy [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=CFB4C26BB6F44C7DB69F9884628B3EF9-EISENBERG, MINDY]
Sent: 10/9/2018 11:39:24 PM
To: McDavit, Michael W. [Mcdavit.Michael@epa.gov]; Goodin, John [Goodin.John@epa.gov]; Frazer, Brian [Frazer.Brian@epa.gov]
Subject: Fwd: State Co-Regulator Engagement on CWA Section 404 (g) / State Assumption

FYI. Our team is drafting the letter and working on date/room for the in person. Will likely be Dec 4 or 5.

Sent from my iPhone

Begin forwarded message:

From: Layne Piper <lpiper@ecos.org>
Date: October 9, 2018 at 7:03:37 PM EDT
To: Marla Stelk <marla@aswm.org>
Cc: "Barbery, Andrea" <Barbery.Andrea@epa.gov>, "Bowles, Jack" <Bowles.Jack@epa.gov>, Julia Anastasio <janastasio@acwa-us.org>, Sam Sankar <ssankar@ecos.org>, "jgonzalez@acwa-us.org" <jgonzalez@acwa-us.org>, "Eisenberg, Mindy" <Eisenberg.Mindy@epa.gov>, "Lieberman, Paige" <Lieberman.Paige@epa.gov>, "Hurlid, Kathy" <Hurlid.Kathy@epa.gov>, "Cook-Shyovitz, Becky" <Cook-Shyovitz.Becky@epa.gov>, "Hanson, Andrew" <Hanson.Andrew@epa.gov>, "Dennis, Allison" <Dennis.Allison@epa.gov>, Carolyn Hanson <chanson@ecos.org>, Jeanne Christie <jeanne.christie@aswm.org>, Brenda Zollitsch <Brenda@aswm.org>
Subject: Re: State Co-Regulator Engagement on CWA Section 404 (g) / State Assumption

Hi all,

I just forwarded a version to Andrea with just one correction (Montana). It was accurate otherwise. Please let us know how you plan to proceed. Just to reiterate what we discussed on the call, ECOS plans to follow up on any invitation to our members, but we would like to know when it will go out and what it will say.

Thanks,
Layne

Sent from my iPhone

On Oct 8, 2018, at 12:39 PM, Marla Stelk <marla@aswm.org> wrote:

Hello everyone,

Brenda and Jeanne poured over the list and compared it to our information. A brief description of how the dredge and fill permitting responsibilities are distributed among specific state programs that have more than one program is notated in the spreadsheet in Column E.

Of note, all Coastal Zone States including the Great Lakes States - with the exception of Alaska - have approved Coastal Zone Programs which may include permitting programs in the coastal zone. Brenda and Jeanne identified some states where it appears that the program is administered by an entirely different agency. It is also common among the

states that they looked at for it to be administered by a separate agency within the state EPA, and it is likely this is true for the majority of the 35 coastal zone states.

Given the complexities highlighted, with the exception of Oregon, it might be more efficient for EPA to include in its invitation letter wording to the effect that, given there are some states where responsibilities are shared by either different programs within the state EPA or, by departments outside the state EPA, the US EPA requests the state to determine how best to coordinate.

Best regards,
Marla

Marla J. Stelk
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From: Barbery, Andrea <Barbery.Andrea@epa.gov>
Sent: Thursday, October 04, 2018 5:37 PM
To: Bowles, Jack <Bowles.Jack@epa.gov>; Marla Stelk <marla@aswm.org>; Julia Anastasio <janastasio@acwa-us.org>; Layne Piper <lpiper@ecos.org>; Sam Sankar <ssankar@ecos.org>; jgonzalez@acwa-us.org; Eisenberg, Mindy <Eisenberg.Mindy@epa.gov>; Lieberman, Paige <Lieberman.Paige@epa.gov>; Jeanne Christie <jeanne.christie@aswm.org>; Hurlid, Kathy <Hurlid.Kathy@epa.gov>; Cook-Shyovitz, Becky <Cook-Shyovitz.Becky@epa.gov>; Hanson, Andrew <Hanson.Andrew@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>; Carolyn Hanson <chanson@ecos.org>
Subject: RE: State Co-Regulator Engagement on CWA Section 404 (g) / State Assumption

Hello,

As discussed, attached, please find a list of environmental agencies and their directors. Layne, please take a look and let me know if any of this is out of date.

ACWA & ASWM, appreciate your input as to which of these agencies should come off the 404-specific list, and which should be added.

Thanks,
Andrea Barbery, OCIR
202-564-1397

<State Agencies for 404 Discussion_ASWM additions - 10-08-18.xlsx>